

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CANDYCE MARTIN 1999
IRREVOCABLE TRUST,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

No. C 08-5150 PJH

**ORDER DENYING MOTION FOR
CERTIFICATION OF APPEAL FOR
INTERLOCUTORY ORDER AND
VACATING HEARING DATE**

Petitioner's motion for an order pursuant to 28 U.S.C. § 1292(b), certifying for appeal its interlocutory order entered December 11, 2009, is DENIED, for the reasons stated by respondent. The February 17, 2010 hearing date is accordingly VACATED.

IT IS SO ORDERED.

Dated: February 11, 2010



PHYLLIS J. HAMILTON
United States District Judge